

# Santa Rosa County Sheriff's Office

SI 18-049



## Santa Rosa Sheriff's Office Sheriff Bob Johnson

### CITIZEN COMPLAINT REPORT

Nature of Complaint: Perjury, Harassment, Tampering w/witnesses Date of Incident: 5-11-18 - Present

Location of Incident: Santa Rosa County

Member(s) Involved: Sgt. Monica Toole

Complainant: Michael C. Broughton

Date of Birth: 05/04/1980

Address: 4952 Creekside Ln Milton FL 32570

Telephone #: (850) 485-5516

Summary: \* see attached \*

This is the 3<sup>rd</sup> Attempt to file this complaint  
MCS

I hereby swear and affirm that the above and all attached statements and/or documentation are true and correct to the best of my knowledge. I have fully read and understand the attached Florida State Statute § 112.533 regarding the Receipt and Processing of Complaints. Specifically, I acknowledge that until this investigation is completed, I am not to discuss my complaint with anyone other than the Deputy assigned to investigate my complaint or my legal representative.

Complainant's Signature:

Printed name: Michael C. Broughton

seal

Sworn to and subscribed before me this  
1st day of November 2018.

Lt. John Hall 219/20  
Notary Signature FSS 117.10

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Sheriff Johnson,

I would like to make a complaint on one of your Deputies. I feel like I am being harassed and I have been wrongfully incarcerated by your staff, specifically Sergeant Monica Toole. Sergeant Toole has willfully committed perjury by falsifying official reports, manipulated her Supervisors, the State Attorney's Office and the Court system, and used her position with your office to intimidate me, bully me, and have me wrongfully incarcerated.

My wife and I have been going through a divorce for the past 6 months. Things have been pretty dramatic with our situation and as a result, there is an Injunction for Protection Against Domestic Violence between us. My wife has shown a pattern of lying to your agency and the Court system, and as a result, criminal charges have been filed against me. My wife's co-worker, Starley Cherry, knows Sergeant Toole personally and has contacted Toole in regards to our situation.

On May 24, 2018, I met with Sergeant Toole and provided a statement to her regarding the issues going on with my marriage. I made her aware that my wife had filed conflicting reports in the past with the Santa Rosa County Sheriff's Office and with the Clerk of court. Both of these statements were sworn statements and were provided to Sergeant Toole with my wife's signature on them. I reminded Sgt. Toole that what my wife had done and the evidence I was providing her was Perjury by contradictory statements which is a Felony in the State of Florida. After making Sgt. Toole aware of the felony that my wife had committed and providing her evidence of the crime, I requested to file a report of the crime and Sgt. Toole refused to do so.

About a week after our interrogation, I was arrested on a warrant that Sgt. Toole had filed for and taken to jail on 4 charges of violating a DVI and one charge of stalking. The warrant did not explain how I violated the Injunction four times and the four counts of violating the DVI were dropped before arraignment, however I still had to pay unnecessary bonds and fees to be released from jail on these charges which is a violation of my constitutional rights.

In Sgt. Toole's report, she willfully commits perjury by stating that I was served with the Temporary DVI on March 22, 2018. I was actually out of town on this day, so it is not possible for this to have happened. Later, in the arrest report, Sgt. Toole stated again that I was served with the Temporary DVI and had violated it before being "officially served" on April 1, 2018. Sgt. Toole also exaggerated facts and doctored her statement in the sworn affidavit for the warrant to manipulate the Court into believing that I instilled fear in my wife, which is a prime element in Stalking. However, in a later report, she states how my wife admitted to initiating contact with me as well as hugged and kissed me, which suggests no element of fear.

On June 11, 2018, my wife was ordered by the court to pay me \$120 per month in temporary alimony until our divorce was finalized. On June 23, 2018, while waiting on the signed order from the Judge, I composed and submitted to the court a temporary order requesting that the payments be made through the state disbursement unit or the central depository because of the DVI in place. That Proposed order was ignored by the court and an order written by the Judge stated that the payments be made directly to me. In July, I had sold some items and had some extra money. So, when I received my

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first payment on July 13, 2018, I purchased a cashier's check for the same amount as the alimony check and labeled it "voluntary non-court ordered child support". I then gave this check to my dad, who later mailed it to my wife thinking that it was okay to do so (My parents have been approved by the court to handle transfer of the children and other issues regarding the children). My wife filed a report with ~~Sgt.~~ Toole when she received this check, but no charges were filed at the time. Two days after filing this report, the State Attorney's Office made a motion to revoke my bond on a different issue, but the motion to revoke was denied by the Court. (At no time during this hearing was the check I purchased mentioned.) On September 15, 2018, I was having issues with my wife's co-worker, Starley Cherry (a personal friend of Sgt. Toole) and it became necessary to file for an Injunction on Mrs. Cherry. On September 18, the day after the Temporary Injunction was approved, Sgt. Toole contacted my wife and requested a copy of the check and the envelope she had received 2 months prior. Sgt. Toole completed an affidavit for a warrant on September 18<sup>th</sup>, but chose not to give it to the Judge for approval until September 21, 2018 (a Friday). Sgt. Toole waited until Friday to process this, because she knew that by me being arrested on Friday, I would not get a bond until Saturday and I would have to wait in jail until Monday when I could be hooked back up to a GPS ankle monitor (a condition of bond in my original charge).

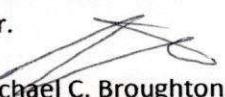
SRSO  
MBS/A

With all due respect, Sheriff, I request that Sgt. Toole be placed under investigation by Santa Rosa County Sheriff's Office Internal Affairs Bureau for Perjury, Misuse of Public Office, and Harassment. I would be more than happy to speak with you or any Supervisor by the rank of Lieutenant or above with Internal Affairs about this issue.

Furthermore, if we are unable to reach a mutual agreement on this issue, I intend on filing a civil suit against your Department and Sgt. Toole for the following:

1. Monetary Compensation for unlawful incarceration due to Sgt. Toole's action.
2. Reimbursement of all legal fees and costs incurred due to Sgt. Toole's action.
3. Dismissal of all pending criminal charges due to Sgt. Toole's Perjury and Misuse of Office.
4. Termination of Sgt. Toole's employment with the Santa Rosa County Sheriff's Office.
5. Revocation of all of Sgt. Toole's Certifications through CJSTC.

I hope you will take this complaint seriously, as I am aware of the danger I have placed myself in by filing a complaint on an Officer. I look forward to hearing back from you on this matter.

  
Michael C. Broughton

4952 Creekside Ln.

Milton, FL 32570

(850)485-5516

SWORN TO AND SUBSCRIBED before me this 1<sup>st</sup> Day of November, 2018. By Michael C. Broughton who produced FLDL# B623-543-80-164-1 as Identification.

*Lt. John Schall 219/20  
FSS 117.10  
November 1st, 2018*